



Attorney Docket No.: 0018-14

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application Carl E. Fabian et al. Group Art Unit: N/A
of:
Serial No.: 10/723,566 Examiner: N/A
Filed: November 26, 2003
For: **MINIATURE MAGNETOMECHANICAL TAG FOR
DETECTING SURGICAL SPONGES AND IMPLEMENTS**
Matter No.: 0018-14

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.97(b)**

In accordance with the duty of disclosure under 37 CFR §1.56, Applicant hereby notifies the U.S. Patent and Trademark Office of the following documents, which are listed on the attached PTO-1449 Form. The Examiner may deem these documents to be relevant to patentability of the claims of the above-identified application. A copy of each of the documents is enclosed for the convenience of the Examiner.

The submission of the listed documents is not intended as an admission that any of the documents constitutes prior art against the claims of the present application. Applicants do not waive any right to take any action that would be appropriate to antedate or otherwise remove any listed document as a competent reference against the claims of the present application.

Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO-1449 be returned in accordance with MPEP §609.

It is understood that no fee is necessary for submission of this Information Disclosure Statement, as it is being filed before the later of three months from the filing date or the mailing of the first Office Action on the merits.

For the reasons set forth above, it is submitted that no additional fee is required for this Information Disclosure Statement. However, in the event that the Commissioner deems that an additional fee is required, it is respectfully requested that applicant's attorney be contacted and accorded an opportunity to pay such additional fee.

Respectfully submitted,



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Enclosures

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Dated: March 4, 2004

Certificate of Mailing by First Class Mail

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 4, 2004.


Signature

Ernest D. Buff
Attorney of Record

March 4, 2004
(Date)

FORM PTO-1449 (Rev. 2-32)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO: 0018-14		SERIAL NO.: 10/723,566		
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				APPLICANT: Carl E. Fabian et al.				
(Use several sheets if necessary)				FILING DATE: November 26, 2003		GROUP: N/A		
U.S. PATENT DOCUMENTS								
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
		2,740,405	04/03/56	Riordan	128	296	08-04-48	
		3,422,816	01/21/69	Robinson et al.	128	296	11-12-65	
		3,587,583	06/28/71	Greenberg	128	296	07-07-69	
		4,114,601	09/19/78	Ables	128	1 R	08-09-76	
		4,510,489	04/09/85	Anderson et al.	340	572	04-29-82	
		5,057,095	10/15/91	Fabian et al.	604	362	11-16-89	
		5,107,862	04/28/92	Fabian et al.	128	899	05-06-91	
		5,190,059	03/02/93	Fabian et al.	128	899	03-25-92	
		5,329,944	07/19/94	Fabian et al.	128	899	03-02-93	
		5,105,829	04/21/92	Fabian et al.	128	899	05-06-91	
		5,188,126	02/23/93	Fabian et al.	128	899	03-25-92	
		5,664,582	09/09/97	Szymaitis	128	898	08-28-95	
FOREIGN PATENT DOCUMENTS								
							TRANSLATION	
		DOCUMENT NUMBER	DATE	PATENTEE OR APPLICANT	CLASS	SUBCLASS	YES	NO
OTHER DOCUMENTS(Including Author, Title, Date, Pertinent Pages, etc.)								
EXAMINER			DATE CONSIDERED					
Examiner: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.								